IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 4342 OF 2000

Between:

1. M/s Padmavati Commercial Complex, rep. by

T.Venkataramana, s/o Nagaiah, aged 53 years

R/o Cuddapah.

2. M/s Padmavati Commercial Complex, rep. by

Partner Smt. T.Padmavati, w/o T.Venkataramana,

Aged 48 years, R/o Cuddapah

..... PETITIONERS

AND

1. The State Financial Corporation, AP, rep. by its

Managing Director, O/o the AP State Financial

Corporation, Chirag Ali Lane, Abids, Hyderabad.

2. A.P.S.F.C., rep. by its Branch Manager,

Cuddapah Branch, D.No.7/335, Bhagyanagar Colony,

Cuddapah – 516 001.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction, particularly a Writ of Mandamus, declaring the action

of the respondents, in receiving the bid offers after the date/clandestinely and seeking to confirm the alleged sale of the mortgaged property in the name of third parties for about Rs.19 & odd lakhs, towards the discharge of loan amount under loan account No.54/3362-10, even though the respondents are in occupation of the ground floor as tenants and without releasing the properties covered by collateral security enabling the petitioners to sell them and liquidate the loan amount by repayment, as arbitrary, mala fide, illegal and unconstitutional and contrary to the letter and spirit of the provisions of the State Financial Corporation Act 1951.

For the Petitioner: Mr. Vedula Venkataramana, Advocate

representing for Mr. Srinivas Chitturu, Advocate

For the Respondents: Mr Y.N.Lohita, Standing Counsel for APSFC

The Court Made the Following :

::ORDER::

Sri Vedula Venkataramana, Advocate, representing Mr. Srinivas Chitturu, learned counsel for the petitioners submits that the cause in the writ petition no longer survives for adjudication.

The writ petition is accordingly dismissed as infructuous. No order as to costs.

Date:04.02.2005 ----------

Pvsn Justice G. RAGHURAM

..... REGISTRAR

To

1. The State Financial Corporation, AP, rep. by its

Managing Director, O/o the AP State Financial

Corporation, Chirag Ali Lane, Abids, Hyderabad.

2. The Branch Manager, A.P.S.F.C., Cuddapah Branch, D.No.7/335, Bhagyanagar Colony, Cuddapah – 516 001.

3. Mr. Y.N. Lohita, Standing Counsel for APSFC, High Court building, Hyderabad (OUT).

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